



**INFORMATION REPORT**  
TOWN OF NEWMARKET  
395 Mulock Drive  
P.O. Box 328  
Newmarket, ON L3Y 4X7

www.newmarket.ca  
info@newmarket.ca  
905.895.5193

August 31, 2016

## **REPORT – INFORMATION REPORT #2016-18**

TO: Mayor Van Bynen & Members of Council

SUBJECT: *Enhancing Municipal Enforcement & Review of Regulatory Bylaws- Update*

ORIGIN: Legislative Services

---

### **COMMENTS**

The purpose of this information report is to provide an updated outline of enhancements to the Town's municipal enforcement operations and schedule of staff's review of various regulatory by-laws, further to the April 28, 2016 information report on the same subject.

In accordance with the Procedure Bylaw, any Member of Council may request the Clerk to place this Information Report on an upcoming Committee of the Whole agenda.

To date, the following amendments and updates have been completed:

- √ Sign By-law (2014-11)
- √ Outdoor Serving Area (2002-151, Schedule 16)
- √ Taxi By-law (2013-28)
- √ Clothing Donation Bin By-law (2013-22)
- √ Potential Regulation of Driving Schools (PIC to be organized November, 2016)
- √ An update to the Film Policy (Fees and Charges & Application Process) to be distributed September, 2016.

The following are on target for 2016:

- √ Animal Control by-law (2008-61, as amended)
- √ Refreshment Vehicle & Catering Vehicle (2009-55)
- √ Hawker and Peddler By-law (2002-151, Schedule 12)
- √ Zoning By-law (2010-40 as amended)

Staff will be moving forward with the following 2017 targets:



- √ Fences By-law (2000-63)
- √ Noise By-law (2004-94, as amended)
- √ Property Standards By-law (1994-34, as amended)
- √ Clean Yards By-law (New)
- √ Boulevard Maintenance and Highway Obstruction By-law (New)
- √ Taxi By-law (2016-28) – Address impacts of ride sharing economy

Please refer to Appendix A for further details pertaining to specific By-law amendments or timeline updates. The target dates maybe be subject to change due to the October 2016 Ward 5 By-election and other corporate and Council priorities.

### **BUSINESS PLAN AND STRATEGIC PLAN LINKAGES**

The initiative relates to the Well-equipped and managed link of the Town's Community Vision- implementing policy and processes that reflect sound and accountable governance.

### **CONSULTATION**

Not applicable to this report.

### **HUMAN RESOURCE CONSIDERATION**

There are no human resources considerations related to this report.

### **BUDGET IMPACT (CURRENT AND FUTURE)**

There are no budget impacts related to this report.

### **CONTACT**

For more information on this report, please contact Florence DiPassio, Supervisor of By-law Enforcement at [fdipassio@newmarket.ca](mailto:fdipassio@newmarket.ca) or at 905 953-5300, ext. 2206



Hannah Leznoff, Legislative Services Associate (Student)



Florence DiPassio, Licensing Officer

*Andrew Brouwer*

---

Andrew Brouwer, Director, Legislative Services/Town Clerk

*Esther Armchuk*

---

Esther Armchuk, Commissioner of Corporate Services

*ja*

**Appendix A – Legislative Services Information Report 2016-06 – Enhancing Municipal Enforcement & Review of Regulations**

**Minor Amendments**

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Sign By-law (2014-11)	<ul style="list-style-type: none"> <li>- Substantive review of Sign By-law occurred in 2013</li> <li>- Minor amendments required to reflect standards for new sign types &amp; to strengthen election sign enforcement &amp; cost recovery mechanisms</li> </ul>	<p>Ensuring effective &amp; efficient services</p> <p>By-law amendments support “redevelopment readiness”:</p> <p>Creating a strategy for vibrant &amp; livable corridors along Davis Drive &amp; Yonge Street</p>	<p>May 2, 2016 Public Information Centre, Municipal Office</p> <p>Target staff report: May 30, 2016 Committee of the Whole</p>	<p>COMPLETED – June 7, 2016 Amended By-law approved by Council</p>

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Outdoor Serving Areas (Patios), 2002-151, Schedule 16	<ul style="list-style-type: none"> <li>- Minor amendments required to accommodate outdoor patios abutting a residential zone</li> <li>- Minor amendments do not affect patios along Main Street</li> </ul>	<p>Revitalizing our Community Centre Lands &amp; addressing downtown parking needs</p>	<p>Target staff report: May 30, 2016 Committee of the Whole</p>	<p>COMPLETED – June 7, 2016 Amended By-law approved by Council</p>

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Zoning By-law (2010-40, as amended)	<ul style="list-style-type: none"> <li>- Number of technical amendments required to reflect new standards (e.g., setbacks for propane tanks used for residential heating, home occupations, parking on walkways &amp; carious definitions)</li> </ul>	<p>Ensuring effective &amp; efficient services</p>	<p>Anticipate Q4, 2016, more specific timing to follow; part of other technical amendments required by Planning Department</p>	<p>Scope of amendments and timing to be confirmed with Planning</p>

**Appendix A – Legislative Services Information Report 2016-06 – Enhancing Municipal Enforcement & Review of Regulations**

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Taxi By-law (2013-28)	<ul style="list-style-type: none"> <li>- Streamline renewal process, reducing costs for applicants &amp; Town</li> <li>- New standards permitting accessible taxi cabs to be provided by</li> </ul>	Ensuring effective & efficient services	Target June 20, 2016 Committee of the Whole meeting	COMPLETED – June 27, 2016 Council approval

**Housekeeping Amendments**

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Animal Control By-law (2008-61, as amended)	<ul style="list-style-type: none"> <li>- Potentially limit number of animals per multi-residential unit</li> <li>- Housekeeping amendments to reflect online pet licensing system</li> </ul>	Ensuring effective & efficient services	Housekeeping amendments to Animal Control, to be dealt with in one staff report  Target staff report: October 18, 2016 Committee of the Whole	ON TARGET
Clothing Donation Bin By-law (2013-22)	<ul style="list-style-type: none"> <li>- Currently, clothing donation bins permitted in industrial zones only. Expand to allow in institutional zones (e.g., hospital sites)</li> </ul>	Ensuring effective & efficient services	Target September 2, 2016.	COMPLETED – June 27, 2016 Council approval
Fences By-law (2000-63)	<ul style="list-style-type: none"> <li>- Currently, there are no standards for privacy screens. Need to reflect standards for height &amp; setback of privacy screens</li> <li>- Clarify standards related to fence colour, to ensure appropriate &amp; objective enforcement</li> </ul>		Target Staff Report October 18, 2016 Committee of the Whole	REVISED – Target Staff Report February 6, 2017

**Appendix A – Legislative Services Information Report 2016-06 – Enhancing Municipal Enforcement & Review of Regulations**

<p>Refreshment &amp; Catering Vehicles By-law (2009-55)</p>	<ul style="list-style-type: none"> <li>- Streamline renewal process, reducing costs for applicants &amp; Town</li> <li>- Currently, owners &amp; operators are separately licensed. Include a combined owner/operator licence to better reflect prevalent business model</li> <li>- Ensure requirement for Special Occasions Permit referred to in By-law</li> <li>- Consultation with food truck industry to identify needs.</li> </ul>	<p>Ensuring effective &amp; efficient services</p>	<p>Target Staff Report October 18, 2016 Committee of the Whole</p>	<p>ON TARGET</p>
<p>Filming Policy Fees &amp; Charges</p>	<ul style="list-style-type: none"> <li>- Fees relate to filming to be reviewed. Potential for an annual filming fee to reflect numerous filming projects by the same film company</li> <li>- Substantive review of Filming Policy to be considered at a later date to be determined</li> </ul>	<p>Ensuring effective &amp; efficient services</p>	<p>Target Information Report to be released Staff Report October 18, 2016. REVISED - Information Report to be released once webpage is ready to go live. Targeting September 9, 2016</p>	<p>ON TARGET</p>

**Appendix A – Legislative Services Information Report 2016-06 – Enhancing Municipal Enforcement & Review of Regulations**

**More Involved Amendments**

<b>By-law</b>	<b>Key Consideration</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Noise By-law (2004-94, as amended)	<ul style="list-style-type: none"> <li>- Review by-law to include standards which respond to changing nature of community development (e.g., intensification)</li> <li>- Potential for “quiet zone” around hospital, long term care &amp; seniors’ residences</li> <li>- Address levels of service for after-hours noise complaints</li> </ul>	<p>Ensuring effective &amp; efficient services</p> <p>By-law amendments support “redevelopment readiness”:</p> <p>Creating a strategy for vibrant &amp; livable corridors along Davis Drive &amp; Yonge Street</p>	<p>February 6, 2017 Council Workshop</p> <p>Target staff report: March 20, 2017 Committee of the Whole</p>	ON GOING

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Property Standards By-law (1999-34, as amended)	<ul style="list-style-type: none"> <li>- Review by-law to include standards which respond to changing nature of community development (e.g., intensification) &amp; broader scope/complexity of nuisance issues</li> <li>- Include specific standards for remediation of heritage properties</li> </ul>	<p>Ensuring effective &amp; efficient services</p> <p>By-law amendments support “redevelopment readiness”:</p> <p>Creating a strategy for vibrant &amp; livable corridors along Davis Drive &amp; Yonge Street</p>	<p>November 30, 2016 Public Information Centre, Municipal Office</p>	<p>REVISED- Public Information Centre, To be held in Q1 of 2017</p> <p>Target staff report: Q2, 2017</p>

**Appendix A – Legislative Services Information Report 2016-06 – Enhancing Municipal Enforcement & Review of Regulations**

<b>By-law</b>	<b>Key Consideration</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Taxi By-law (2016-28)	<ul style="list-style-type: none"> <li>- Address sharing economy impacts on taxi licensing</li> <li>- Pending legal/court actions, potential for provincial legislation</li> <li>- York Region-wide staff working group formed to ensure uniform approach</li> <li>- Information report to address timing for review of taxi by-law</li> <li>- Impacts of sharing economy not immediate concern of taxi industry</li> </ul>	Ensuring effective & efficient services	To be determined	Review recent ride share effectiveness and regulation with City of Toronto, Ottawa, Edmonton and London.

<b>By-law</b>	<b>Key Consideration</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Hawker and Peddler By-law (Licensing By-law 2002-151, Schedule 12)	<ul style="list-style-type: none"> <li>- Address door to door sales of electricity and natural gas</li> <li>- Scope of the by-law/ complexity of nuisance issues</li> </ul>	Ensuring effective & efficient services	<p>Working with communication to target a release once a month regarding door to door sales.</p> <p>Full review of by-law to take place in Q2 of 2017.</p>	Information Report to advise of activity be released in September 2016



**Appendix A – Legislative Services Information Report 2016-06 – Enhancing Municipal Enforcement & Review of Regulations**

**Potential New Regulations**

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Boulevard Maintenance & Highway Obstruction By-law	- Will assist Operations Department by clarifying parties responsible for maintaining boulevards	Ensuring effective & efficient services	To be determined	Research has to take place before proceeding with By-law.

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Driving Schools	-Review regulatory options for the potential regulation of driver school test vehicles - Staff to consult driving schools, MTO and Town of Aurora, conduct survey	Ensuring effective & efficient services	Target Staff Report: August 29, 2016 Committee of the Whole	COMPLETED Public Information Centre to be held in November 2016. Update Report to be completed in Q1 2017.

<b>By-laws</b>	<b>Key Considerations</b>	<b>Corporate Priority</b>	<b>Timing</b>	<b>Status</b>
Clean Yards By-law	-Review regulations around different enforcement options for quicker clean-up of yards	Ensuring effective & efficient services	Hold a Public Information Centre , in Q1 of 2017 Bring report and by-law to Committee of the Whole the last part of Q1 of 2017.	ON TARGET